REMARKS

Claims 1-24 were originally filed in the present application.

Claims 1-24 are pending in the present application.

Claims 1-24 were rejected in the January 24, 2008 Office Action.

No claims have been allowed.

Claims 1, 7 and 13 are amended herein.

Claims 1-24 remain in the present application.

Reconsideration of the claims is respectfully requested.

In Sections 3-27 of the January 24, 2008 Office Action, the Examiner rejected Claims 1-24 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent Application Publication No. 2003/0069955 to *Gieseke, et al.* (hereinafter, simply "Gieseke" in view of Applicant's own Admitted Prior-Art (hereinafter, simply "AAPA").

Amended Independent Claim 1 recites a first device that is capable of communicating with a second device in a communication network, where the first device includes a plurality of objects executable by the first device. The first device also includes a manager that is capable of gathering data from some of the objects and generating from the data a data structure that is suitable for communicating with the second device using a specified protocol. An object on the first device is capable of invoking an object executable by the second device using the data structure. The Applicants respectfully submit that Gieseke does not describe such a device.

Gieseke outlines problems with making , expanding and operating configuration components in a simple network management protocol (SNMP) agent. *See Gieseke, paragraphs [0007], [0008] and [0010]*. The solution to these problems described in Gieseke is to implement such SNMP agent using object-oriented programming techniques. *See Gieseke, paragraphs [0011] and [0029]*. The techniques include creating an object model of objects adapted to contain data for the SNMP agent. *See Gieseke, paragraph [0011]*. Gieseke describes a network including multiple differing devices, but does not explicitly describe communication between those devices. *See Gieseke [0002]*.

In rejecting Claim 1, the Examiner stated that Gieseke describes a first object oriented device in paragraph [0012] and a second object oriented device in paragraph [0011]. The Applicants respectfully submit that the Examiner appears to misrepresent the teaching of the cited paragraphs, which are reproduced herein:

> [0011] In one embodiment, an object model includes, a plurality of objects, the plurality of objects adapted to contain configuration information and data for a simple network management (SNMP) agent.
> [0012] In another embodiment, a computer-usable medium has computer readable instructions stored thereon for execution by a processor to perform a method. The method includes receiving configuration input, representing the received configuration input in object instances of a number of objects, the objects together forming an object model, and configuring an associated system.

Thus, correctly characterized, paragraph [0011] describes an object model containing data for an SNMP agent, while paragraph [0012] describes a program that configures a system according to such an object model received as input. The cited passages cannot be properly characterized as describing first and second object oriented devices, much less a first object oriented device capable of

communicating with a second object oriented device in a communication network, as recited in

Claim 1.

Again referring to paragraphs [0011] and [0012], the Examiner stated "where the responding

is the communicating with the first device." *Office Action mailed January 24, 2008, Section 4.*

Gieseke makes only one reference to 'responding,' in Claim 10 and its summarization in paragraph

[0018]. That response is to a request for configuration information, which is issued to an SNMP

agent by an administrator or managing program. Gieseke provides no indication that such a request

is the result of a first device in a communication network communicating with a second device in the

network, as recited in Claim 1.

Furthermore, the Applicants are unable to find in Gieseke any description of an object

executing on a first device in a network invoking a method of an object executing on a second device

of the network. Gieseke appears to describe only conventional object method invocation between

objects executing on a single device.

For at least these reasons, amended independent Claim 1 is patentable over Gieseke.

Amended independent Claims 7 and 13 recite limitations analogous to the novel and non-obvious

limitations emphasized in traversing the rejection of Claim 1. Therefore, Claims 7 and 13 also are

patentable over Gieseke. Claims 2-6, 8-12 and 14-24 depend from Claims 1, 7 and 13, respectively,

and include all the limitations of their respective base claims. As such, Claims 2-6, 8-12 and 14-24

also are patentable over Gieseke.

The Applicants also disagree with the Examiner's rejections of Claims 1-24 based on additional misdescriptions and/or misapplications of the Gieseke reference and the purported Applicants' Admitted Prior Art (AAPA) to at least some of Claims 1-24. However, the Applicants' arguments regarding those other shortcomings of the Gieseke reference and purported AAPA are moot in view of the Claim 1 arguments above. The Applicants reserve the right to dispute in future Office Action responses the appropriateness and the applications of the Gieseke reference and purported AAPA to the claims of the present application, including the right to dispute assertions made by the Examiner in the January 24, 2008 Office Action.
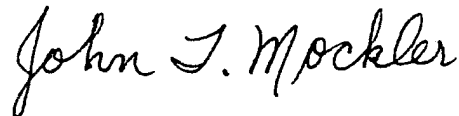
SUMMARY

For the reasons given above, the Applicants respectfully request reconsideration and allowance of the pending claims and that this application be passed to issue. If any outstanding issues remain, or if the Examiner has any further suggestions for expediting allowance of this application, the Applicants respectfully invite the Examiner to contact the undersigned at the telephone number indicated below or at *jmockler@munckbutrus.com*.

The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

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